

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: CORTES, Ramon et al

SERIAL NO.: 10/541946 ART UNIT: 2617

FILED: March 16, 2006 EXAMINER: Zewari, S. T.

TITLE: METHOD AND SYSTEM FOR DATA TRANSFER BETWEEN INTERACTIVE  
PUBLIC TERMINALS AND PERSONAL TERMINALS

PETITION FOR REVIVAL OF AN APPLICATION  
FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 C.F.R. § 1.137(b)  
STATEMENT OF FACTS

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. § 1.137(b), the following is a statement of delay caused by unintentional circumstances.

1. The present application was filed on 16 March 2006 as a U. S. national stage patent application of PCT Application No. PCT/FR04/50006, claiming priority to French application No. 0300201 on 8 January 2003.

2. A non-final Office Action was sent on October 17, 2007, indicating that the pending Claims 1-3 were rejected and Claims 4-21 were objected to. The specification and drawings were also objected to for informalities. The deadline for response was January 17, 2008.

3. Applicant did not intend to fail to provide a response, in the form of an amendment to the U.S. Patent and Trademark Office. Applicant did not intend for the application to be abandoned.

4. As such, the Application was constructively abandoned as of April 17, 2008.

5. A Notice of Abandonment was received on April 29, 2008.

6. The present petition is less than three months after the date the U.S. Patent and Trademark Office sent a Notice of Abandonment because the present allowable petition has been filed before July 29, 2008. The delay in filing the present petition less than three months after the Notice of Abandonment was unintentional.

7. The present petition is less than one year after the date of actual abandonment by the U.S. Patent and Trademark Office on April 17, 2009. The delay in filing the present petition less than one year after the actual abandonment was unintentional.

8. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 C.F.R. § 1.137(b) was unintentional.

Applicant petitions for revival based upon unintentional delay, and Applicant has included a proper response, comprising an Amendment, concurrent with the present filing of the Petition, and a Terminal Disclaimer. Applicant files the required reply to secure revival of the patent application for consideration on the merits.

No new matter has been added.

The present Petition for Revival is less than one year of the actual abandonment. The present Petition for Revival is less than three months after receiving Notice of Abandonment. This period of delay was not intentional. The entire period of delay, until the filing of the present grantable petition, was unintentional.

Applicant respectfully requests granting the Petition to Revive because the Applicant

never intended for the application to be abandoned. No new matter has been added by the present amendment. The government fee of \$770 for a small entity is attached. The Statutory disclaimer fee is also submitted herewith. Any additional fees for the petition to revive or any overpayment with regard to this petition and application may be credited or debited to Deposit Account 08-0879.

Respectfully submitted,

July 28, 2008  
Date

/Andrew W. Chu/  
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CERTIFICATE OF MAILING UNDER 37 CFR 1.8(a)

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

I hereby certify that the attached correspondence comprising:

PETITION FOR REVIVAL OF AN APPLICATION (37 C.F.R. § 1.137(b))

is being deposited by electronic filing on July 28, 2008.

Respectfully submitted,

July 28, 2008  
Date

Customer No. 24106

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